

**Shur-On Eye-glasses**

ABILITY  
"In Our Examinations"

MERIT  
"In Our Methods"

QUALITY  
"In Our Glasses"

A. N. SANFORD  
Boston Building.

Shur-On Eye-glasses

## WHERE TO EAT

is only second in importance to "What to Eat." You can get what you want to eat in the cold lunch line with us.

We serve a dainty lunch in an attractive lunch-room and if you are looking for something above the ordinary, come here.

**ALEXANDER YOUNG CAFE**  
Corner Hotel and Bishop Sts.

## New Goods Every Steamer

Both from the States and the Orient. The latest creations in Silk Kimonos are now on display.

WATCH FOR OUR SATURDAY AD.

## IWAKAMI

Robinson Block, Hotel St., cor. Bethel.

## YOUR ADS

with your business may be improved by a specialist who will attend to the changes. That is our business. We can do something for you.

**HAWAII PUBLICITY CO.**  
82 Merchant Street.

## U. S. DEPARTMENT OF AGRICULTURE WEATHER BUREAU MONTHLY METEOROLOGICAL SUMMARY.

Station, Honolulu, T. H.; Month, October, 1907.

Date.	Max.	Min.	Mean.	Wind.	Cloud.	Ch. Pr.
1.....	82	73	78	0	Clear	
2.....	84	71	78	0	Clear	
3.....	83	71	77	0	Clear	
4.....	84	70	74	0	Clear	
5.....	83	74	78	0	Clear	
6.....	81	75	78	.01	Pt. Cl. dy	
7.....	83	75	79	0	Clear	
8.....	84	74	78	0	Clear	
9.....	84	72	78	0	Clear	
10.....	79	70	74	.30	Cloudy	
11.....	80	70	75	0	Clear	
12.....	84	72	78	0	Clear	
13.....	82	73	78	0	Pt. Cl. dy	
14.....	83	74	78	0	Pt. Cl. dy	
15.....	84	72	78	0	Clear	
16.....	80	72	76	.03	Pt. Cl. dy	
17.....	80	73	76	0	Pt. Cl. dy	
18.....	79	72	76	0	Pt. Cl. dy	
19.....	80	74	78	0	Pt. Cl. dy	
20.....	81	74	78	0	Pt. Cl. dy	
21.....	81	74	78	0	Pt. Cl. dy	
22.....	81	72	76	.01	Pt. Cl. dy	
23.....	82	72	77	.02	Pt. Cl. dy	
24.....	84	70	77	.06	Pt. Cl. dy	
25.....	82	70	76	.08	Pt. Cl. dy	
26.....	81	72	76	.05	Pt. Cl. dy	
27.....	80	70	75	.02	Pt. Cl. dy	
28.....	79	72	76	.01	Clear	
29.....	80	74	77	0	Pt. Cl. dy	
30.....	81	72	76	.06	Pt. Cl. dy	
31.....	78	71	74	.39	Cloudy	
Mean.....	81.5	72.3	76.9	1.04		

**ATMOSPHERIC PRESSURE.**  
(Reduced to sea level; inches and hundredths.)  
Mean 30.00; highest 30.10, date 29th, lowest 29.86, date 14th.

**TEMPERATURE.**  
Highest 84, date 4th; lowest 70, date 25th.

Greatest daily range 14, date 4th. Least daily range 6, date 19th.

Mean for this month in 1890, 77; 1891, 77; 1892, 77; 1893, 76; 1894, 76; 1895, 77; 1896, 77; 1897, 77; 1898, 77; 1899, 76; 1900, 77; 1901, 76; 1902, 76; 1903, 76; 1904, 77; 1905, 76; 1906, 78; 1907, 77.

Mean of this month for 18 year, 76.6. Absolute maximum for this month for 18 years, 90.

Absolute minimum for this month

## GOVERNOR FREAR GOES ON WEDNESDAY

WILL TAKE THE OCEANIC STEAMSHIP ALAMEDA EN ROUTE TO WASHINGTON.

Governor Frear is not burdening himself with routine matters today, nor will he tomorrow, for on Wednesday he sails on the Alameda for two months or more trip to Washington in the interests of Hawaiian affairs. Whether or not he will be accompanied by a secretary, or will go alone he stated this morning that he had not decided.

"I shall be busy tomorrow outlining work for the different departments," said the governor, "and turning over data to Mr. Mott-Smith who will hold down the lid while I am away."

Governor Frear visited the Federal Experiment Station this morning at the request of Director Jared Smith for the purpose of looking into some matters on which Mr. Smith would like some influence extended in Washington.

### TAX APPEALS.

Record on the appeal from the Tax Appeal Court's decision in the cases of the Oahu Railway & Land Company's, John H. Estate's and Dowsett Company's cases against J. L. Holt, Assessor, were filed in the Supreme Court this morning. The matters will be carried through the Supreme Court and may possibly be carried as tests to the U. S. Supreme Court.

## PLAN EUROPEAN LINE TO SEATTLE

TWELVE VESSELS OF NIPPON YUSEN KAISHA ON SERVICE VIA SOUTH AMERICA.

VICTORIA, Oct. 16.—The Nippon Yusen Kaisha, which is now operating six steamers on a fortnightly schedule to Seattle, is arranging the establishment of a new service to run from European ports to Seattle by way of the ports of South America, connecting at Seattle with the steamers operated between Hongkong and Seattle via Victoria.

Steamer Kanagawa Maru, with eleven other steamers, will be used. The steamers will be drawn from the fleet now engaged on the Yokohama-London line of the Japanese company. They will be replaced by new and better steamers, two 8,500-ton vessels being under construction at the Kawasaki shipyard, at Kobe, for this purpose. Ten more of the same type will be built by the Kawasaki yard, at Kobe, and Mitsubishi yard, at Nagasaki.

### GOLF NEXT SUNDAY.

The White Rock golf tournament is to be pulled off at Haleiwa next Sunday and a large crowd will go down to watch the players. This is to be the twenty-second effort some of the participants in the sport will make to win the cup. Haleiwa links are the best in the country, all things considered, and one of the main features is the excellence of the meals and service at the hotel.

For 18 years, 63.

Average daily excess (+) or deficiency (—) of this month as compared with mean of 18 years +0.3.

Accumulated excess (+) or deficiency (—) since January 1, +7.4.

Average daily excess (+) or deficiency (—) since January 1 +0.2.

### PRECIPITATION.

Total this month 1.04.

Greatest precipitation in 24 hours, 0.44, date 30th and 31st.

Total precipitation this month in 1877, 0.76; 1878, 1.78; 1879, 0.93; 1880, 1.63; 1881, 0.72; 1882, 3.55; 1883, 1.91; 1884, 4.32; 1885, 0.44; 1886, 1.36; 1887, 2.61; 1888, 1.66; 1889, 0.77; 1890, 1.49; 1891, 3.18; 1892, 2.38; 1893, 1.23; 1894, 1.53; 1895, 1.02; 1896, 1.47; 1897, 0.84; 1907, 1.04.

Average of this month for 22 years 1.67.

Excess (+) or deficiency (—) of this month as compared with average of 22 years —0.63.

Accumulated excess (+) or deficiency (—) since January 1 +4.23.

### WIND.

Prevailing direction NE; total movement 6065 miles; average hourly velocity, 8.2; maximum velocity (for five minutes) 25 miles per hour, from NE, on 17th.

### WEATHER.

Average relative humidity 69.6 per cent.

Number of days clear 12; partly cloudy 17; cloudy 2; on which .01 inch or more of precipitation occurred 12.

### MISCELLANEOUS PHENOMENA

(Dates of)

Auroras, none; halos: fog none, lunar, none; hail none, solar none.

Thunderstorms, none.

Note—"T" indicates trace of precipitation.

WM. B. STOCKMAN,

Section Director, Weather Bureau.

## LUCKY AH SING

SUPREME COURT SETS ASIDE HIS CONVICTION WHILE 67 OTHERS GO TO JAIL.

Ah Sing, head of the list in the "67 others" case, was this morning given a decision of the Supreme court, in which a ruling by Judge Robinson is reversed and a new trial ordered. The defendant was one of 68 Chinese charged with gambling or being present at a gambling game. On appeal taken in the name of "Ah Sing and 67 others," the court recently held that only Ah Sing was properly named and threw out the appeal of the 67 others, who are now serving terms.

Ah Sing's appeal was considered on its merits and the decision given this morning. It is held that the bail bond was improperly allowed in evidence to identify the defendant.

M. F. Prosser appeared for the Territory and R. W. Breckons for Ah Sing.

## SPECIAL DELEGATE

EX-GOVERNOR CARTER IS NOT ANXIOUS TO UNDERTAKE WORK IN WASHINGTON.

Ex-Governor George R. Carter, when asked this morning by a representative of the Star if he would accept an offer to go to Washington to take up the matter of Pearl Harbor with Congress, if the position was offered to him by the Chamber of Commerce, replied: "I don't think that I would accept it. I have made up my mind to take life easy for awhile and I am not thinking of going away."

When asked who he thought the best man to go would be Carter declined to express any opinion.

The special committee of the Chamber of Commerce is still working on the proposition. As before stated in The Star, the ex-governor, L. A. Thurston and W. O. Smith are the men most discussed, and Thurston has already indicated that he does not want to go, as Carter has now done. The matter has not yet been formally presented to either, however, and all three men named are still possibilities.

## BETWEEN HAWAII AND MEXICO

BERKELEY, Cal., Oct. 18.—Professor A. O. Leuschner, head of the department of astronomy of the university, announces that the heavy earthquake recorded Wednesday had for its center of disturbance a point between the Mexican coast and the Hawaiian Islands. The university expert says that the shock was heavier than that of last year, or at Kingston, Valparaiso and Mexico.

### HAWAII WILL APPEAL.

It was stated at the Attorney General's office this morning that the Territory will appeal from the decision of the Tax Appeal Court to the Supreme Court in the matter of the Ewa Plantation Company against whom the Tax Assessor J. L. Holt, has been trying to collect taxes on what the company calls depreciation of its plant. The company claims that depreciation is a form of expense and hence should be exempt from taxation, and the Tax Appeal Court has also taken this view. It is probable that the United States carried through the United States highest court, by which ever side loses in the local court, in order to test the law fully.

### GOUGH IS WATCHED.

James A. Gough, Kakaako bookkeeper for the Honolulu Iron Works, has been presented with a splendid gold watch, chain and charm by his associates and the management as a token of appreciation. Gough has been eight years with the company. He goes to the mainland in the Hiloian tomorrow.

### SAVED FROM DROWNING.

An elderly gentleman, who refused to give his name, was rescued from drowning in the harbor off the Mauna Loa wharf at 2:45 o'clock yesterday morning by Watchman Sinclair and others. He had apparently been drinking and sleeping in a sitting position on the edge of the wharf and probably fell backward into the brine. Becoming suddenly sobered by contact with the cool water he clung to the edge of a steamer's boat and his moanings attracted the attention of a man waiting to meet an incoming steamer.

The governor of Pennsylvania proposes to put in prison every grafter in the state. Here is a fine opportunity for somebody to graft \$13,000,000 out of the penitentiary annex contract.—Louisville Courier-Journal.

## YACHT STARTED

SOERENSON & LYLE BEGIN CONSTRUCTION OF VESSEL TO RACE FOR HAWAII.

Actual work on the new Hawaii yacht was started this morning at the Sorenson & Lyle yard. From now on the work will go ahead very rapidly, and the builders hope that the vessel will be completed before the contract time. There is still a small amount of money to be collected, but the committee is satisfied that it will all be in shortly. The name of the yacht will be chosen very shortly, as a gentleman in town is anxious to have the choice of a name for the vessel which everyone hopes will win the coming race. The masts and spars will be here very shortly, and in fact everything that will be used on her will be on hand in a short time.

### FREAR AND KUHIO.

Delegate Kuhio called on Governor Frear this morning and talked for some time with him on various subjects which will come up in the course of the Governor's trip to Washington. The conference was for the purpose of getting an understanding established so that they might pull together on matters of interest to the Territory.

## ROTHWELL KNOCKS THE DECISION OUT

(Continued from Page One.)

The plaintiff having long delayed payment of this debt to the executor on the ground that he had not the means to pay it, it was reasonable to think that his object in sending the stamps away was to sell them and to do this not in order to pay his debt, for if that was his intention he would have been likely to mention it to the defendant, but with intent to use the proceeds for other purposes which would be a legal fraud upon a creditor who received no benefit from them. It was anything but unreasonable for the defendant, as executor, to get the property attached which was about to be removed from the Territory in order that it might be available for execution on the judgment to which he was entitled. The removal of property from the reach of creditors is common enough with persons of undoubted integrity who do not thereby mean to cheat, and yet the act constitutes a fraud upon creditors and the law treats one as intending the natural and plainly probable consequences of his acts. Sec. 2729 R. L.

"But it appears to have escaped the attention of the attorneys in the case that the statute (Sec. 1706 R. L.) authorizing attachments in district court cases upon the plaintiff's affidavit that the defendant was about to dispose of his property with intent to defraud his creditors, does not apply in actions upon unliquidated demands brought in circuit courts in which it is requisite in order to obtain an attachment to aver more than that the defendant was disposing of his property. Sec. 1714 R. L.

"The statute, therefore, was satisfied by a sworn statement that the defendant was disposing of his property and did not require the averment that he was doing this with intent to dispose of it in fraud of his creditors. It was not open to doubt that the defendant was disposing of his property or that he was sending the stamps away for any other purpose. In this view the attachment was in every way authorized by the facts.

"The exception to the refusal to instruct the jury to find a verdict for the defendant must be sustained and judgment non obstante entered for the defendant."

C. W. Ashford appeared for plaintiff and A. G. M. Robertson for defendant.

## CENTRAL UNION CHOIR SOCIETY

CHURCH SINGERS ORGANIZE UNDER THE LEADERSHIP OF STANLEY LIVINGSTON.

A musical society of about forty members has been organized at the Central Union Church, and will help out the quartet in the music. Stanley Livingston has been engaged as Director of church music, and will train the chorus every week from now on. After the rehearsals every week the members of the chorus will have a chance to enjoy themselves in a musical way.

A new feature is to be tried which will mean a week off for each company, the whole chorus being divided into four companies, attendance being required at three weekly rehearsals and the regular Sunday services. Everyone who is able to sing is invited to take part in the chorus and the first rehearsal will be held this coming Friday evening at the Central Union church.

## ADMIRAL IS GOING

WILL SOON LEAVE FOR COAST. TRIP, TO RETURN ON THE NEW MAUNA KEA.

"Admiral" George C. Beckley, purser of the L. I. S. N. Co.'s flagship S. S. Kinan will soon leave for an extended tour of the Pacific coast, purposing to visit Portland, Seattle, Tacoma, San Francisco, Los Angeles and San Diego and to return to Honolulu aboard the Inter-Island's new flagship Mauna Kea about the first of the year.

Beckley has not had a holiday in ten years, his last trip away being to return with the Inter-Island's then new S. S. Helene which has proved one of the most profitable vessels the local steamship company ever ordered built.

Beckley expects to bring down a number of tourists aboard the Mauna Kea.

It is not yet known who of the Inter-Island captains will be sent to the Coast to bring down the Mauna Kea, but it is thought that the Kinan's present master, Freeman, will get the commission, with Beckley as purser, if he wants it, and promotions will follow all along the line. The Mauna Kea is to go on the Hilo, volcano and way port run, while the Kinan will probably take the Hall's Kaula route, the Hall being put on the Maui and Molokai run in place of the Iwalani.

## DEPUTY PROSSER HAS RESIGNED

ATTORNEY GENERAL WILL NOT APPOINT ANOTHER SECOND DEPUTY AT PRESENT.

The Attorney General's office is again without a Second Deputy, that position having been resigned the first of the month by M. F. Prosser, who had held it temporarily pending the conclusion of some matters in court which he was interested in, and was most competent to fill, from his long familiarity with the office as First Deputy, while Peters was Attorney General.

Attorney General Hemenway stated this morning that there was no truth in the report to the effect that E. M. Sutton, at present the "criminalologist" of the office is to get the place of Second Deputy; that he had made no selection for the office, has no one in definite view for it, and that the work will be carried on without a third man for an indefinite time.

## ALAMEDA IS MAKING RECORDS

WILL PROBABLY MAKE NEXT TRIP HERE IN FIVE DAYS. TWELVE HOURS.

With a comfortable load of passengers and a hold full of sugar and fruit the Oceanic S. S. Alameda, Captain Dowdell, sails at 10 o'clock on Wednesday morning from the Oceanic wharf for San Francisco. The Hawaiian band, as usual, will make music at the get-away.

Whereas five days, seventeen hours and forty minutes was the record of the Alameda on the last trip down from San Francisco, Captain Dowdell on the next downward run expects to make it in five days and twelve hours.

## BIG RACE ON

American ships Astral and Edward Sewall are racing to Honolulu from the Atlantic coast. Both are bringing coal for the Navy here. The Astral sailed from Norfolk on October 7 and the Edward Sewall sailed from Baltimore on October 6. Local betting seems to favor the Sewall.

The vessels were built by the same people. They are both Sewall ships and are supposed to be sisters, though the Astral is perhaps a little more modern. They are, however, constructed along the same general lines.

There is much interest manifested here as to the result of the race. Captain any records and it is felt that made any record and it is felt that he will take this opportunity of showing what his ship can do when urged.

About 120 days is allowed for the passage, so the racers may be looked for early in February.

### SIXTY-SEVEN AGAIN.

The Supreme Court was in session for a short time this morning and set a number of cases. Arguments were also heard on a motion to admit to bail Ching Tai, one of the "67 others," who like bad pennies keep turning up all the time. W. W. Thayer made the argument for the motion, while M. F. Prosser opposed it. The matter was taken under advisement.

## THE JAPANESE ARE CELEBRATING

OBSERVANCES OF THE BIRTHDAY OF THE EMPEROR BY SUBJECTS HERE.

The celebration here in honor of the Emperor of Japan's birthday is one of the quietest affairs of its kind ever held here. The largest celebration of yesterday was the gathering of school children who went to Kapiolani park and enjoyed themselves in a regular Japanese field day. Early in the morning the students of the Buddhist, Otomura, Kakaako and Nuuanu schools gathered at the Japanese consulate, where a picture of the Emperor was shown them. They gave many cheers and a Banzai and ended the ceremonies by singing the national anthem of Japan "Kimi Ga Yo." After these festivities were over they boarded a number of special cars that took them out to the park.

All kinds of races were held and the girls vied with the boys in winning prizes which were all kinds of Japanese articles as well as English. One of the most noticeable features of the games at the park were the fact that the color decorations consisted of one Japanese flag over which floated the Stars and Stripes.

Very little drinking was indulged in by the many Japanese, and only two cases of drunkenness were reported to the police. Most of the Japanese enjoyed the day by calling on their friends and eating plenty of good wholesome food. The regular reception given by the Japanese Consul will be held tonight, but only Japanese are invited. Tomorrow night the members of the Japanese Merchants' Association will give a reception at the Mochizuki Club at Waikiki, to which many prominent people have been invited. Yesterday only a few of the laborers were in town from the different plantations, but today they are on hand in large numbers.

## PUBLIC LANDS SOLD

Only a few people were present this noon at the Judiciary building to bid on the lots that Land Commissioner Pratt had for sale. Lot E on Tantalus containing 9,550 square feet was started with an upset price of \$90. E. H. Walters, Lyle Dickey and W. E. Rowell did a good deal of bidding for the property, and it was finally sold to Walters for \$116. Another lot on Tantalus was for sale, but as there were no bidders the lot was not sold. One hundred and twelve acres of grazing land on Hawaii was the next land offered, the upset price being \$560. After some bidding it was sold to A. S. Wall for \$590. J. A. Maguire leased 873 acres of grazing land on Hawaii for the term of 60 years for the small sum of \$143.

Fine Job Printing, Star Office.

## NEW ADVERTISEMENTS

### NOTICE.

No freight will be delivered from Matson Navigation Co.'s wharf tomorrow morning (Tuesday, Nov. 5) until after the sailing of the S. S. Hiloian at ten o'clock.

IN THE CIRCUIT COURT OF THE First Circuit, Territory of Hawaii. In Probate.—At Chambers.

Re the Matter of the Estate of Jose de Freitas, deceased.

Order of Notice of Petition for Allowance of Final Accounts and Discharge in this Estate.

On Reading and Filing the Petition and Accounts of J. M. Vivas, of Honolulu, T. H., wherein he asks to be allowed \$244.71, and he charges himself with \$240.00, and asks that the same may be examined and approved, and that a final order may be made of Distribution of the property remaining in his hands to the persons thereto entitled, and discharging him and his sureties from all further responsibility as such.

It is Ordered that Friday, the 5th day of December, A. D. 1907, at 9 o'clock a. m., before the Judge of said Court at the Court Room of the said Court at Honolulu, Island of Oahu, be and the same hereby is appointed as the time and place for hearing said Petition and Accounts, and that all persons interested may then and there appear and show cause, if any they have, why the same should not be granted, and may present evidence as to who are entitled to the said property. And that notice of this Order, in the English language, be published in the Hawaiian Star, a newspaper printed and published in Honolulu, once a week, for three successive weeks, the last publication to be not less than two weeks previous to the time there-in appointed for said hearing.

Dated at Honolulu, this 25th day of October, 1907.

(Sgd.) J. T. DE BOLT,

First Judge of the Circuit Court of the First Circuit.

Attest: (Sgd.) L. P. Scott,

Clerk of the Circuit Court of the First Circuit.

4th—Oct. 28, Nov. 4, 11, 18.

